

REMARKS

Claims 1-5 remain pending in the above-referenced application and are submitted for the Examiner's reconsideration.

In response to the objection to drawings, Applicants have amended the drawings to address the lack of labeling in them. Accordingly, withdrawal of this objection is respectfully requested.

Claims 1 and 4 stand rejected under 35 U.S.C. § 102(b) as being unpatentable over United States Patent No. 5,748,473 to Breed et al. ("Breed"). Claims 2, 3, and 5 stand rejected under 35 U.S.C. § 103(a) as being unpatentable over Breed. Applicant has amended claim 1 to recite that the arrangement for outputting at least one instruction outputs it to the passenger. Support for this amendment is found at least in page 2, line 31, of the specification. Breed teaches an automatic adjustment of seat components as a function of the height of the passenger. Column 6, lines 10-34. The invention as claimed, however, has the device output instructions to the passenger, who then is the agent responsible for adjusting the seat components. When considering this limitation as part of claim 5, the Examiner admits that Breed does not teach this limitation of outputting the instruction to the passenger, but nevertheless asserts that this limitation would have been obvious to one of ordinary skill. Applicant traverses this stance of the Examiner, and respectfully requests that the Examiner provide evidence in support of this assertion of obviousness. Breed teaches only the automatic adjustment of seat components. Without specific evidence supporting the obviousness of outputting instructions to the passenger, in the manner recited in the claims, the stance of the Examiner is nothing more than hindsight reconstruction, since the only evidence for this feature is Applicant's own disclosure.

The present invention is new, non-obvious, and useful. Reconsideration and allowance of the presently pending claims are respectfully requested.

Respectfully submitted,

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Amendments to the Drawing:

Applicant has amended the Figure to include labeling for the block diagrams included therein. A replacement sheet is attached.